

The Kentucky Board of Licensure and Certification for Dietitians and Nutritionists

March 28, 2007

10:00 a.m.

A meeting of the Kentucky Board of Licensure and Certification for Dietitians and Nutritionists was conducted Wednesday, March 28, 2007 at the Division of Occupations and Professions, 911 Leawood Drive, Frankfort, Kentucky 40601.

Members Present

Cheryl Bentley, Board Chair
Jane Faith, Secretary
Karen Gilliam
Erin Eliassen

Occupations and Professions

Carolyn Jones, Board Administrator
Claude Wagner, Occupations and Professions

Office of the Attorney General

Scott Porter, Board Attorney

Members Absent

Margaret Curtis
Toni Rodgers

Call to Order

Ms. Bentley called the meeting to order at 10:05 a.m.

Approval of Minutes

Ms. Faith made a motion to approve the minutes, from the January 31, 2007 meeting. Ms. Gilliam seconded the motion. The motion carried.

Approval of Financial Statement

During the January 31, 2007 Ms. Rodgers asked Mr. Wagner how come the \$2 convenience fee charged to licensee's for on-line renewal was not reflected on the financial statement. Mr. Wagner stated that the fee went into the Division's account and was used to pay the transactions fees and maintenance fees for the service. Ms. Faith made a motion to approve the financial statement. Ms. Eliassen seconded the motion. The motion carried.

Director's Report

Mr. Wagner reported that statute relating to having an inactive licensure status and the option of voluntary relinquishment of a license did not pass. The statute was never called in the house for a vote.

Information with regard to the security of the scanning system was presented to the Board for informational purposes.

Mr. Wagner also brought forth for discussion the subject of doing away with pocket licensure cards and having licensee's log onto the Dietitian and Nutritionist website and printing an on-line verification. He stated that to many facilities were viewing the cards as a term of employment and were sending employees home when they did not have the pocket card in their possession despite the fact that their license had been renewed. Following discussion, it was agreed that Ms. Faith would write a letter to the Kentucky Dietetic Association and ask them to survey their membership to see what their feelings on the subject was.

Old Business

Erin Eliassen, Margaret Curtis, and Toni Rodgers had agreed to serve on a sub-committee to research and recommend regulations that would establish criteria to identify and define acceptable academic programs for certified nutritionists. The sub-committee was to have met following today's meeting. Ms. Rodgers was unable to attend the today's meeting and Ms. Curtis sent word that she was going to have to resign her position with the Board. Therefore, the meeting was cancelled. It was agreed that all Board members would attempt to contact a Certified Nutritionist and see if they would be interested in serving on the sub-committee.

New Business

An anonymous complaint had been received by the Board. However, 201 KAR 33:050 Section 2 3(b) states that a complaint shall be in writing and signed by the person offering the complaint. Therefore, the Board took no action.

The Board received email correspondence asking about a weight management course being taught by an aerobic instructor. The concern was that she was teaching about proper nutrition (food guide pyramid, portion control, food labels) discussing fad dieting, diet analysis, food journal review, behavioral eating, and dispensing general nutrition advice and wondered if that would be considered practicing without a license. Following discussion, Ms. Faith made a motion that Mr. Porter draft a letter to the Director of St. Luke Hospital defining what the instructor could and could not discuss or teach in order to avoid being in violation of the law. Ms. Eliassen seconded the motion. The motion carried.

Email correspondence from Elsie Cowie was reviewed. She had some questions with regard to the new regulations regarding continuing education. Ms. Faith made a motion that the Board Administrator respond to Ms. Cowie's concerns by clarifying the new regulations. Ms. Eliassen seconded the motion. The motion carried.

Email correspondence from Ellen Behrend had been placed on the agenda by Ms. Bentley in order to make sure that similar questions were being answered consistently. Following discussion and clarification of the proper procedure for handling email questions, it was determined that the information that had been provided to Ms. Behrend was correct.

Continuing Education Requests

Ms. Faith made a motion that the following continuing education program(s) and hours be **approved**:

- Diabetes Today: An Update for Healthcare Professionals – submitted by Kirsten Anderson – 7 hours
- Your Role as Healthcare Professional – submitted by Catherine Brown – 4 hours
- Diabetes Workshop – submitted by Catherine Brown – 5 hours
- Senior Care Dietary Managers and Adm. Meeting – submitted by Lois Gates – 3 hours
- 2007 ADA Medicare Part B – MNT Workshop – submitted by Lois Gates – 7 hours
- MGA Regional Meeting – submitted by Martha Gregory and Associates – 4 hours
- 29th ESPEN Congress – submitted by Rose Kingston – approved
- Various Journal Articles – submitted by Gezina Micklewright – 3 hours

And to **deny** approval for the following continuing education program(s):

- Managing Difficult People – submitted by Rita Bailey and Renee Waggoner
- Ostomy Care Academy – submitted by Catherine Brown
- IS-100.HC – Introduction to the Incident Command System for Healthcare/Hospitals – Submitted by Rose Kingston
- The Art of Successful Hiring – submitted by Suzanne Seeley
- Above and Beyond MDS – Advanced MDS Training – submitted by Lois Gates
- KY Coordinated School Health Institute 2007—submitted by Joyce Dunagan

Ms. Gilliam seconded the motion. The motion carried.

Applications for Licensure

Ms. Gilliam made a motion to **approve** the following applications for licensure: Anganette Arnold, Erin Paige Brantley, Natalie R. Bullins, Terina Hoskins Edington, Haven Lynn Henry, Linda Harte Hoffsis, Lori Purtell, and Tracey Brooks Shepherd. Ms. Eliassen seconded the motion. The motion carried.

Applications for Reinstatement

Ms. Eliassen made a motion to **approve** the following applications for reinstatement: Paula Cox-Morgan, Jennifer G. Florence, Christa Mathis-Kramer, Angela B. Southerland, and Sandra Rippetoe. The motion further stated that the following applications for reinstatement be **denied**: Wendy Compton, Linda P. Stephens, and Jennifer Florence. And the application of Julia R. W. Muscarella be **deferred** pending

clarification of certificate of attendance as indicated in her file. Ms. Faith seconded the motion. The motion carried.

Scheduled Meetings

The next meeting will be Wednesday, May 30, 2007 beginning at beginning at 10:00 a.m. at the Division of Occupations and Professions located at 911 Leawood Drive, Frankfort, Kentucky.

Approval for Travel and Per Diem

Ms. Faith made a motion to approve travel and per diem for today's meeting. Ms. Gilliam seconded motion. The motion carried.

Ms. Faith made a motion to approve travel and per diem for Ms. Bentley to represent the Board at the KDA Conference in April and to approve travel for Ms. Kyler to assist her. Ms. Gilliam seconded the motion. The motion carried.

Adjournment

Ms. Gilliam made a motion that the meeting be adjourned. Ms. Eliassen seconded the motion. Ms. Bentley adjourned the meeting at 1:35 p.m.

Approved:

A handwritten signature in cursive script that reads "Cheryl Bentley".

Cheryl Bentley, Chairperson
Minutes Prepared by
Carolyn Kyler, Board Administrator
March 29, 2007